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FARAD CONTINUATION SHEET

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

CIVIL APPLICATION NO. 1910 OF 2004.

IN

WRIT PETITION NO. 5950 OF 1991.

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Mr. Venkatesh A. Shastri for the applicant.

Mr. Sanjay Kshirsagar for the respondent.

CORAM: ANOOP V. MOHTA, J.

DATED: 20TH JULY, 2005.

P.C.:

. The present Civil Application has been preferred by the petitioner-applicant/landlord to bring on the record, the legal heirs of the sole respondent who expired on 16/9/2003. There is opposition to this application by Affidavit dated 16th July, 2005.

. Considering the age of the applicant-petitioner being 69 years and 64 years respectively, and also the fact that they are praying for possession of the premises in question since 1969, I am of the view that applicants have made out a sufficient cause for the grant of prayers in terms of prayer clauses

(a), (b), (c) and (d) of the Civil Application.

. Accordingly, the said prayers of the Civil Application are granted, however, the same shall be subject to deposit of Rs.2000/- as costs with the Maharashtra State Legal Services Authority within 15 days from today.

. Civil Application is disposed of accordingly.

[ANOO V. MOHTA, J.]